JOE WARDY MAYOR JOYCE WILSON

CITY MANAGER



CITY COUNCIL

SUSAN AUSTIN DISTRICT NO. 1

ROBERT A. CUSHING, JR. DISTRICT NO. 2

JOSE ALEXANDRO LOZANO DISTRICT NO. 3

PROPOSED AGENDA FOR REGULAR COUNCIL MEETING, COUNCIL CHAMBERS NOVEMBER 23, 2004 9:00 A.M. JOHN F. COOK DISTRICT NO. 4

PRESI ORTEGA, JR. DISTRICT NO. 5

PAUL J. ESCOBAR DISTRICT NO. 6

VIVIAN ROJAS DISTRICT NO. 7

ANTHONY W. COBOS DISTRICT NO. 8

ROLL CALL

Invocation – Police Chaplain Carlos Flores Pledge of Allegiance

REGULAR AGENDA

1. V. F. Jeanswear layoff workforce problems. [Guillermo Glenn]

RECOGNITION

- 1. Recognition of TxDOT for the work performed on the Paisano Rehabilitation Project and its delivery before schedule. This is an example of goodwill between City and State which benefits visitors to and the citizens of El Paso.
 [Representative Jose Alexandro Lozano, (915) 541-4515 and Mayor Pro-Tem Anthony W. Cobos, (915) 541-4123]
- 2. Recognition of Representative Jose Alexandro Lozano and his efforts at improving our community with the development of Phoenix Parkway as well as working with the Bel Air Optimists on these efforts. [Gilbert Diaz, Bel Air Optimist]

NOTICE TO THE PUBLIC

All matters listed under the CONSENT AGENDA, including those on the Addition to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members or persons in the audience. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting.

CONSENT AGENDA

2. APPROVAL OF MINUTES: [Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

Approval of Minutes for the Regular City Council Meeting of November 16, 2004 and the Special City Council Meeting of November 16, 2004.

3. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

4. **RESOLUTIONS**:

4A. Placing condemnation lien on the following property (legal description on file with the City Clerk) and in the following amount for work performed by the City pursuant to Section 18.52.040 and 18.52.080 (Unsafe Structures and Conditions) of the El Paso Municipal Code:

231 Lolita Place \$2,240.51 Juana G. Delgado (**District 6**) [Building Permits & Inspections, Tom Maguire, (915) 541-4588]

4B. Placing condemnation lien on the following property (legal description on file with the City Clerk) and in the following amount for work performed by the City pursuant to Section 18.52.040 and 18.52.080 (Unsafe Structures and Conditions) of the El Paso Municipal Code:

2506 Copper Avenue \$364.88 Eva Selma Pickens a/k/a Eva S. Kelly (**District 2**) [Building Permits & Inspections, Tom Maguire, (915) 541-4588]

4C. That the Mayor be authorized to sign **Contract No. 582-5-55865** with the Texas Commission on Environmental Quality (TCEQ) and related materials, on behalf of the El Paso City-County Health and Environmental District (EPCCHED), as related to the operation and maintenance of monitoring activities for four (4) FRM Samplers (PM 2.5) from September 1, 2004 to August 31, 2005 for the continued operation of an Air Monitoring Program in the City of El Paso. The TCEQ is to provide SEVENTY-TWO THOUSAND AND 00/100 DOLLARS (\$72,000.00) for the first year of this Agreement. There is no cost to the City-County Health and Environmental District.

[El Paso City-County Health and Environmental District, Dr. Jorge C. Magaña, (915) 771-5702]

4D. That the Mayor be authorized to sign **Contract No. 582-5-55886**, El Paso Border Air Monitoring Agreement with the Texas Commission on Environmental Quality (TCEQ) and all related documentation on behalf of the El Paso City-County Health and Environmental District (EPCCHED). Under this agreement, EPCCHED will operate and maintain a continuous air monitoring station at 5050 Yvette, El Paso, Texas and a non-continuous PM 10 monitor at 201 S. Nevarez, Socorro, Texas from September 1, 2004 to August 31, 2005. The TCEQ is to provide THIRTY-THREE THOUSAND AND 00/100 DOLLARS (\$33,000.00) for the first year of this agreement. There is no cost to the City County Health and Environmental District.

[El Paso City-County Health and Environmental District, Dr. Jorge C. Magaña, (915) 771-5702]

4E. That the Mayor or City Manager be authorized to sign on behalf of the El Paso City-County Health and Environmental District, the following contract amendment and renewal, and related materials, with the Texas Department Of State Health Services: Tuberculosis Elimination-Prevention and Control Document No. 7460007499-2005, Attachment No. 7, for September 01, 2004 through August 31, 2005, in the amount of \$317,945.00.

[El Paso City-County Health and Environmental District, Dr. Jorge C. Magaña, (915) 771-5702]

- **4F.** That the Classification and Compensation Plan shall be amended, as recommended by the Civil Service Commission. The class of **LEGAL SECRETARY** is hereby created as specified in the duties and responsibilities attached hereto. The Code is **1831**. The Grade is **GS 21**. [Human Resources, Terry A. Bond, (915) 541-4509]
- **4G.** That the Library Director be authorized to sign an Exhibit Contract with Fred Morales covering an exhibit of historical photos covering the Middle Eastern Part of Asia entitled "The Holy Land" at the Clardy Fox Branch of the El Paso Public Library System for the period of December 1 through 31, 2004. This exhibition is at no cost to the City. **(District 3)**[Library, Carol Brey-Casiano, (915) 543-5406]
- **4H.** That the City Manager, subject to the appropriate land acquisition procedures, be authorized to enter negotiations with the County of El Paso for the conveyance or lease of the site of the former Landmark Building as a Cancer Survivors Park, and that the City Manager enter into negotiations and an agreement with Candlelighters of El Paso that it will apply and secure sufficient funds to construct and maintain a Cancer Survivors Park if the City accepts the real property from the County of El Paso.

 [Mayor Pro-Tem Anthony W. Cobos, (915) 541-4123]
- 41. That the Mayor be authorized to sign an Agreement by and between the City of El Paso and the Central Business Association relating to the 13th Annual Downtown Posada Festival and related entertainment and cultural activities in San Jacinto Plaza on December 16, 2004, and that Representative Anthony Cobos is authorized to allocate a portion of District 8 Discretionary Funds in the amount of Five Hundred and No/100 Dollars (\$500.00) for the funding required in the Agreement. [Mayor Pro-Tem Anthony W. Cobos. (915) 541-4123]
- **4J.** That the Mayor be authorized to sign a First Amendment to an Agreement for Architectural Services by and between the CITY OF EL PASO and MORRIS ARCHITECTS, for a project known as "Zoo Western Expansion", at no additional cost to the City of El Paso. (District 3) [Perspectiva + 3D/I (P+3), Juan Contreras, (915) 225-3445]
- **5. REINSTATEMENT(S):** Request for name(s) to be placed on Reinstatement List in accordance with Article VI, Section 6.10.10, of the Civil Service Charter Provisions:
 - **5A.** Carrillo, Hector Labor Foreman I [Street Department, Daryl W. Cole, (915) 621-6750]
 - **5B.** Owens, Cedric Coach Operator [Sun Metro, Terry Lee Scott, (915) 534-5810]
- **6.** Request for provisional appointment(s) in accordance with Article VI, Section 6.6-2, of the Civil Service Charter Provisions:
 - **6A.** Community Development Grants and Program Administrator (1) [Community and Human Development, Robert Salinas, (915) 541-4643]

6B. Messenger I (1) [Library, Carol Brey-Casiano, (915) 543-5406]

- **6C.** Recreation Program Supervisor (1) [Parks & Recreation, Norman Merrifield, (915) 541-4331]
- **6D.** Street Operations Supervisor (1)

[Street Department, Daryl W. Cole, (915) 621-6750]

6E. Tax Deputy Administrator (1) [Tax Office, Juan Sandoval, (915) 541-4369]

7. STAFFING TABLE CHANGES:

7A. BUILDING PERMITS AND INSPECTIONS

Add	1.00	Mechanical Engineer Associate II	PM 78	
Delete	1.00	Mechanical Plan Reviewer	GS 26	
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]				

7B. CITY ATTORNEY

Add	9.00	Legal Secretary	GS 21	
Delete	9.00	Secretary III	GS 19	
[City Attorney's Office, Lisa A. Elizondo, (915) 541-4550]				

7C. LIBRARY

Delete	1.00	Outreach Services Librarian I	PM 73	
Add	1.00	Public Services Librarian I	PM 73	
[Library, Carol Brey-Casiano, (915) 543-5406]				

7D. METROPOLITAN PLANNING ORGANIZATION

Add	1.00	Contract Paraprofessional Co-Op Education	
		(Non-Exempt)	

Add 1.00 Transportation Planner II PM 78 [Metropolitan Planning Organization, Roy Gilyard, (915) 591-9735]

8. Removal of Viviana Contreras, from the Arts and Culture Advisory Board for the reason of three or more consecutive absences in accordance with the provisions of Section 2.04.010 of the Municipal Code. [Representative Vivian Rojas, (915) 541-4108]

9. BOARD RE-APPOINTMENTS:

- **9A.** Eileen Karlsuher to the Parks and Recreation Advisory Board by Mayor Joe Wardy. [Mayor's Office, Adrian Ocegueda, (915) 541-4145]
- **9B.** Yolanda Cordova to the Parks and Recreation Advisory Board by Mayor Joe Wardy. [Mayor's Office, Adrian Ocegueda, (915) 541-4145]
- **9C.** Representative Paul J. Escobar to the City Employees' Pension Fund Board of Trustees by Mayor Joe Wardy. [Mayor's Office, Adrian Ocegueda, (915) 541-4145]
- **9D.** Robert Gray to the Information Technology Advisory Board by Mayor Pro-Tempore Anthony W. Cobos, District 8.
 [Mayor Pro-Tem Anthony W. Cobos, (915) 541-4123]

10. BOARD APPOINTMENTS:

- **10A.** Representative Presi Ortega, Jr. to the City Employees' Pension Fund Board of Trustees by Mayor Joe Wardy. [Mayor's Office, Adrian Ocequeda, (915) 541-4145]
- **10B.** Martie Jobe to the Public Utility Regulation Board by Mayor Joe Wardy. [Mayor's Office, Adrian Ocegueda, (915) 541-4145]
- **10C.** Barbara Silva to the Community Development Steering Committee by Representative Paul J. Escobar, District 6. [Representative Paul J. Escobar, (915) 541-4182]
- **10D.** Dr. Carmen Olivas Graham to the Arts and Culture Advisory Board by Representative Vivian Rojas, District 7, to fill an unexpired term. [Representative Vivian Rojas, (915) 541-4108]
- **11. RESIDENTIAL STREET LIGHT(S):** Approve installation, power, and maintenance of residential street light(s) at the following location(s):

11A.	10912B Sage Brush Way [Representative Presi Ortega, Jr., (915) 541-4189	\$1,200	(District 5)
11B.	Bermuda @Album [Representative Presi Ortega, Jr., (915) 541-4189]	\$ 899	(District 5)
11C.	10964 & 10966 Pelhem [Representative Presi Ortega, Jr., (915) 541-4189]	\$1,200	(District 5)
11D.	10927 & 10929 Pelhem [Representative Presi Ortega, Jr., (915) 541-4189]	\$1,200	(District 5)
11E.	3512B & 3508A Blue Grove @ Highwood [Representative Presi Ortega, Jr., (915) 541-4189]	\$1,200	(District 5)

11F. 3539B & 3535 Blue Grove

\$1,200 \$6,899.00 (District 5)

[Representative Presi Ortega, Jr., (915) 541-4189]

12. Request that the Director of Purchasing be authorized to issue a Purchase Order(s) to FATS Inc., in the amount of \$48,172.50. FATS Inc. is the sole manufacturer of the FATS System, its Improvements, Maintenance and Enhancements for the training simulator for officers. Contract period November 23, 2004 through November 22, 2005 an/or any extension thereof.

Award amount is \$48,172.50

Funds available in: 04250201-27203-508007 Project PMB0002130

Certificate of Obligation FY01 – Public Safety Equipment

Department: Police

[Purchasing Department, Ray Heredia, (915) 541-4316]

13. BIDS:

If apparent low bidder is disqualified for any reason, City Council reserves the right to exercise any option legally available under the law by awarding bid to next lowest responsive and responsible bidder even though the bidder is not named on this agenda.

13A. Solicitation No. 2004-236 Furnish & Install Snow Plows on Trucks

Award to: Fabco Industries, Inc.

Odessa, TX

Item (s): 1 and O1 Amount: \$35,522.00

Department: Department of Aviation Funds available: Department of Aviation 62620020-508006-P500004

Funding source: Airport Capital Funds

Total award: \$35,522.00

District (s): 3

The Department of Aviation and the Purchasing Department recommend award as indicated. They are the sole responsive offer that was received.

This is a fixed-price, single (one-time) purchase, for a Furnish & Install Snow Plows on Trucks.

No option was offered to purchase additional quantity of items. No prompt payment discount is offered.

[Purchasing Department, Enrique Acosta, Jr., (915) 541-4267]

13B. Solicitation No. 2004-260 Extinguishing Unit, Skid Mounted Twin Agent

Award to: Crash Rescue Equipment Service, Inc.

Dallas, TX

Item (s): 1, T-1 and T-2 Amount: \$45.400.00

-45,400.00 Less trade-in allowance

\$ 0.00

Department: Department of Aviation Funds available: 62620020-508006-P500004

Funding source: Airport Capital Funds

Total award: \$45,400.00

District (s):

The Department of Aviation and the Purchasing Department recommend award as indicated. They are the sole responsive offer that was received.

This is a fixed-price, single (one-time) purchase, for a Skid-Mounted Twin Agent Extinguishing Unit.

There was an option of purchasing up to one hundred percent [100%] of the original contract quantities, at the same unit price, if the option is exercised within 3, 6 or 10 months from date of award of the contract. No prompt payment discount is offered.

[Purchasing Department, Enrique Acosta, Jr., (915) 541-4267]

14. BUDGET TRANSFER: [Office of Management and Budget, David Almonte, (915) 541-4011]

BT2005-151 AIRPORT

This budget transfer replaces the funding needed to order uniforms for FY 2005 due to payment of previous year invoices.

Increase	\$26,000	to	62620001/40101/503120	Uniforms
Increase	\$20,000	to	62620005/40101/503120	Uniforms
Increase	\$46,000	to	62620001/40101/407001	Intfd Trf In
Increase	\$46,000	to	62620018/P50000241021/407002	Est Rev
Increase	\$46,000	to	62620018/P50000241021/507001	Intfd Trf Out

15. APPLICATIONS FOR USE OF CITY PARKS/STREETS & SIDEWALKS:

Permission to use public streets, sidewalks or parks for special events does not constitute endorsement by the City of El Paso of the contents of any expression that takes place during these events.

15A. Jesus & Mary Church to hold a religious procession and mass on December 12, 2004 from 7:00 a.m. to 11:00 a.m. Route for procession: Start 1401 W. Yandell, turn left on Mundy to Heisig, turn right on Heisig to Prospect, turn left on Prospect to Schuster, turn right on Schuster to Oregon, turn right on Oregon to Rio Grande, turn right on Rio Grande to Mundy, turn right on Mundy to Porfirio Diaz, turn right on Porfirio Diaz and finish at Muny Park. Mass will be held at Mundy Park-500 Porfirio Diaz. Approximately 200 persons and 2 vehicles will take part. This request includes permission to use amplification (2 speakers on TRUCK). PERMIT#: 04-152 (District 8) [F. J. Timothy Pfeiffer]

- 15B. Our Lady of Guadalupe Church to hold a pilgrimage/walk on December 11, 2004 from 4:30 a.m. to 6:00 a.m. Route: Start at 4601 Hastings to Marr, turn right on Marr to Altura, turn left on Altura to Alabama, turn right on Alabama to Nashville, turn left on Nashville and finish at Our Lady of Guadalupe Church-2709 Alabama. Approximately 200 persons will take part. PERMIT#: 04-153 (Districts 2 and 3) [Eva Aguilar]
- **15C.** Gloria Tarango to block off 4500 block of Vulcan on December 18, 2004 from 5:00 p.m. to 7:00 p.m. for a block party (matachines). Approximately 15 persons will take part and 300 spectators are anticipated. Barricades must be manned according to the State's "Manual of Uniform Traffic Control Devices." PERMIT#: 04-155 (**District 2**) [Gloria Tarango]
- **15D.** V. F. Workers Committee to hold a protest on November 23, 2004 from 11:00 a.m. to 4:00 p.m. at the corner of S. El Paso and San Antonio. This request is for sidewalk use only. Approximately 35 persons will take part with no spectators anticipated. PERMIT#: 04-158 (**District 8**) [Guillermo Glenn]

REGULAR AGENDA

16. INTRODUCTION OF ORDINANCE PURSUANT TO SECTION 3.9 OF THE EL PASO CITY CHARTER:

An Ordinance Amending Sections of Title 9 (Health and Safety), Chapter 9.12 (Food and Food Handling Establishments) of the El Paso Municipal Code. The Penalty for Violation not to exceed Two-thousand Dollars (\$2,000.00) per day per violation as provided in Section 9.12.890 of the El Paso Municipal Code.

[El Paso City-County Health and Environmental District, Dr. Jorge C. Magaña, (915) 771-5702]

PUBLIC HEARING WILL BE HELD ON DECEMBER 7, 2004 FOR ITEM 16

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

17. MAYOR AND COUNCIL:

- **17A.** Discussion and action on compliance with Section 2.102.030B of Chapter 2.102 of the El Paso Municipal Code (Neighborhood Association Recognition). [Mayor Pro-Tem Anthony W. Cobos, (915) 541-4123 and Representative Robert A. Cushing, Jr., (915) 541-4996]
- **17B.** Discussion and action on the proposed 2005 City of El Paso Legislative Priorities. [Mayor Joe Wardy, (915) 541-4145]

18. PURCHASING:

Discussion and action on the resolution whereas, the City Council of the City of El Paso, by Resolution dated March 12, 2002, determined that the competitive sealed proposal method is the project method that provides the best value to the City when entering into a contract for the construction of a facility; and

That the City of El Paso hereby awards Solicitation for McKelligon Canyon Park Improvements, No. 2004-214, to F. T. James Construction, Inc. in the amount of \$1,729,500.00 as this Offeror provides the Best Value to the City based on the published criteria and on its ranking evaluation; and

That the Mayor be authorized to sign the contract referenced above as approved by the City Engineer, Contract Compliance, Purchasing and the City Attorney; and

That the Mayor be authorized to execute budget transfers for this award and project, as necessary; and

That the City Engineer is hereby authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 25% of the original contract price as awarded, without further authorization by City Council. (District 2) [Purchasing Department, Byron Johnson, (915) 541-4308]

19. PURCHASING - BID:

If apparent low bidder is disqualified for any reason, City Council reserves the right to exercise any option legally available under the law by awarding bid to next lowest responsive and responsible bidder even though the bidder is not named on this agenda.

Solicitation No: 2005-001 Park Improvements Citywide

Contractor: Blair-Hall Co., Inc. El Paso, Texas

Department: Parks and Recreation

Funds Available: 14101001-PQLPA181-60181-508027

Funding Source: 2000 Quality of Life Bonds

Items: Base Bid \$1,374,000.00

Alternate #1A \$ 7,100.00 Alternate #1B \$ 30,700.00 Alternate #2A \$ 800.00 Alternate #2B \$ 19,800.00

Alternate #2C	\$ 13,000.00
Alternate #3A	\$ 6,700.00
Alternate #3B	\$ 32,100.00
Alternate #4A	\$ 14,900.00
Alternate #4B	\$ 13,800.00
Alternate #4C	\$ 13,800.00
Alternate #5	\$ 78,400.00
Alternate #6	\$ 15,500.00

Total Award: \$1,620,600.00 **District (s):** 4, 5, and 7

RECOMMENDATION:

The Departments of Purchasing and Parks and Recreation, and Project Manager, Perspectiva3/DI, recommend the award of this contract to Blair-Hall Co., Inc., the low responsible, responsive bidder. It is requested that the Mayor of the City of El Paso be authorized to sign the referenced contract approved by the City Engineer, Contract Compliance, and the City Attorney. Additionally, it is requested that the Mayor be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 25% of the original contract price as awarded, without further authorization by City Council. [Purchasing Department, Barbara Crumley, (915) 541-4315]

20. PUBLIC HEARINGS - ENGINEERING DEPARTMENT, TRAFFIC DIVISION:

- **20A.** An Ordinance Amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.150 (Schedule XIV, Speed Limits) of the El Paso Municipal Code, to add a Subsection identifying the Speed Limit as Thirty-Five Miles per Hour on Resler Drive Between Black Ridge Drive and Luz De Camino Way. The Penalty is as Provided In Section 12.84.010 of the El Paso Municipal Code. (**District 1**) [Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]
- **20B.** An Ordinance Amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.040 (Schedule IV Parking Prohibited During Certain Hours on Certain Streets), Paragraph 12.88.040 (H) No Parking, 7:00 A.M. to 5:00 P.M.) To Revise An Existing Location To read as Follows: Roswell Street, From a Point 257 Feet South of Gateway East Boulevard to a Point 405 Feet South of Gateway East Boulevard, Westside Only. The Penalty As Provided in Section 12.84.010 Of The El Paso Municipal Code. (**District 3**) [Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]

- 20C. An Ordinance Amending Title 12 (Vehicles and Traffic), Chapter 12.88(Schedules), Section 12.88.200 (Schedule XVII Restrictions On Parking In Residential Districts), Of the El Paso Municipal Code, To Add Zone I: No Parking Anytime, On Virginia Street, West Side, Between Schuster Avenue and Cliff Drive. The Penalty Being as Provided in Section 12.84.010 (Violation--Penalty) Of The El Paso Municipal Code. (District 8)
 [Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]
- 20D. An Ordinance Amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.200 (Schedule XVII Restriction On Parking In Residential Districts), Of The El Paso Municipal Code, To Add Zone J: No Parking Anytime, on Crosby Avenue, Both Sides, Between Virginia Street and Ochoa Street. The Penalty Being as Provided in Section 12.84.010 (Violation-Penalty) of The El Paso Municipal Code. (District 8) [Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]
- 20E. An Ordinance Amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules) Section 12.88.150 (Schedule XIV, Speed Limits), Of The El Paso Municipal Code, To Amend Subsection "G" To identify the Speed Limit As Forty Miles Per Hour on Resler Drive, From Royal Arms Drive to Black Ridge Drive and From Luz De Camino to Helen Of Troy Drive. The Penalty Is As Provided In Section 12.84.010 Of The El Paso Municipal Code. (District 1) [Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]

21. PUBLIC HEARINGS – PLANNING, RESEARCH AND DEVELOPMENT:

- **21A.** An Ordinance amending Title 15 (Public Services), by amending Chapter 15.08 (Street Rentals), Section 15.08.120 (Special Privilege Licenses), of the El Paso Municipal Code to allow for banner programs in the Downtown Area or other areas; the penalty being as provided in Section 1.08 of the El Paso Municipal Code. [Planning, Research & Development, Fred R. Lopez, (915) 541-4925]
- **21B.** An Ordinance changing the zoning of a portion of Blocks 161 and 187, all of Block 162, and the vacated streets and alleys included therein, Alexander Addition, El Paso, El Paso County, Texas from R-4 (Residential) and A-3 (Apartment) to C-4 (Commercial) and imposing certain conditions. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. **(District 1)** [Planning, Research and Development, Fred Lopez, (915) 541-4925]
- **21C.** An Ordinance granting Special Permit No. ZON04-00113, to allow for a planned residential development on a Portion of Tract 1A, S.J. Larkin Survey #265, and all of Tracts 1B, 2C and 4M, S.J. Larkin Survey #265, El Paso, El Paso County, Texas (South of Bear Ridge Drive and East of Desert Canyon Road) Pursuant to Section 20.12.040 and 20.22.040 (Zoning) of the El Paso Municipal Code. The penalty is as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Acro Developers II Limited Partnership. **(District 1)** [Planning, Research and Development, Jorge Rousselin, (915) 541-4723]

- 21D. An Ordinance granting Special Permit No. ZON04-00129, to allow for a public or governmental use on Lafayette Tract 1, El Paso, El Paso County, Texas (7901 San Jose Road) Pursuant to Section 20.22.040. The penalty is as provided in Section 20.68 of the El Paso Municipal Code. Applicant: City of El Paso. (District 7) [Planning, Research and Development, Jorge Rousselin, (915) 541-4723]
- 22. The City Council of the City of El Paso will retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss and take action on any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act.)

Section 551.071 CONSULTATION WITH ATTORNEY

Section 551.072 DELIBERATION REGARDING REAL PROPERTY

Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS

Section 551.074 PERSONNEL MATTERS

Section 551.076 DELIBERATION REGARDING SECURITY DEVICES

Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print or audio tape upon requests made a minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

ALL CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET EVERY FRIDAY AT THE ADDRESS BELOW:

http://www.elpasotexas.gov